

Examiner-Initiated Interview Summary

Application No.

10/764,229

Applicant(s)

DUBE ET AL.

Examiner

R. James Balls

Art Unit

1625

All Participants:

(1) R. James Balls.

(2) Curtis C. Panzer.

Status of Application: Pending

(3) _____

(4) _____

Date of Interview: 18 October 2006

Time: 11:30am

Type of Interview:

☒ Telephonic

☐ Video Conference

☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☐ No

If Yes, provide a brief description:

Part I.

Rejection(s) discussed:

Obvious-Type Double Patenting

Claims discussed:

3-4, 6-10, 29-31

Prior art documents discussed:

Copending Application Ser. No. 10/534,582

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

Part III.

- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.


(Examiner/SPE Signature)

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: The examiner called Mr. Curtis Panzer to discuss copending application Serial No. 10/532,582, which contains substantially identical claims as the instant case. The instant case is close to being allowable except for the copending application to which a double patenting rejection should be applied. Two options were discussed. Applicants can file a terminal disclaimer and get the instant application allowed or amend the copending application to remove overlapping subject matter and obvious variations thereof. Mr. Curtis Panzer indicated he preferred to amend the copending application and fax me a copy of the amendment.